

Franchise Tax Board

NO ANALYSIS REQUIREDAuthor: Escutia Analyst: Kristina E. North Bill Number: SB 434Related Bills: None Telephone: 845-6978 Amended Date: August 18, 2003Attorney: Patrick Kusiak Sponsor: _____**SUBJECT:** State Agency Investigations & Hearings☐ ANALYSIS NOT REQUIRED of this bill -- Not within scope of responsibility of this department.☐ TECHNICAL BILL -- No program or fiscal changes to existing program.☐ BILL AS AMENDED NO LONGER WITHIN SCOPE of responsibility or program of the department.☐ TECHNICAL AMENDMENT -- No change in previously submitted analysis required. Approved position of prior analysis is _____.☐ MINOR AMENDMENT -- No change in previously submitted analysis required. Approved position of prior analysis is _____.☐ MINOR AMENDMENT -- No change in approved position of _____.
See comments below.☒ OTHER - See comments below.**COMMENTS:**

This bill would make declaratory of existing law certain provisions of the Government Code relating to investigations of unlawful activity by prosecuting attorneys or the Attorney General (AG). This bill also would set forth rules relating to evidence, testimony, and subpoenaing of witnesses in conjunction with court actions or administrative hearings.

Additionally, the bill would make changes that would affect the Corporate Securities Law of 1968 and California Commodity Law of 1990, which do not affect the Franchise Tax Board's (FTB's) programs or operations.

The August 18, 2003, amendments:

- ◆ replaced changes to Corporation Securities Law and California Commodity Law with a new article in the Government Code. The new Government Code article contains the changes originally made to both the Corporations Securities Law and the California Commodity Law relating to investigations and prosecutions by the Attorney General.
- ◆ made other changes that did not impact FTB's programs or operations.

The remainder of the department's analysis of the bill as amended June 4, 2003, still applies. This bill would have no identifiable impact on state income tax revenue.

Board Position:

<input type="checkbox"/> S	<input type="checkbox"/> NA	<input type="checkbox"/> NP
<input type="checkbox"/> SA	<input type="checkbox"/> O	<input type="checkbox"/> NAR
<input type="checkbox"/> N	<input type="checkbox"/> OUA	<input checked="" type="checkbox"/> PENDING

Franchise Tax Board Staff

Date

Kristina North

8/29/03